

Serial No.: 10/790,791
Docket No.: 103-1004
Amendment dated October 17, 2006
Reply to the Office Action of July 18, 2006

REMARKS

Upon entry of the foregoing Amendment, claims 1 and 3-28 are pending in this application. By this Amendment, claim 2 is canceled, claims 1, 16, and 27 are amended, and claim 28 is added. No new matter is being presented. In view of the following remarks, reconsideration and allowance of all the pending claims are requested.

Applicant also notes with appreciation the Examiner's indication that each of the references cited in the Information Disclosure Statement of March 3, 2004 have been considered.

A. Allowable Subject Matter

Applicant notes with appreciation the Examiner's indication that claims 11-15 are allowed and that claims 4-7, 9, 10 and 20-27 contain allowable subject matter.

B. §103(a) Rejection over Carlton

Claims 1-3, 8 and 16-19 are rejected under 35 U.S.C. §103(a) as being obvious over Carlton (U.S. Patent No. 643,711). For at least the reasons discussed below, Applicants respectfully submit that claims 1-3, 8 and 16-19 would not have been obvious over, and are therefore patentable over, Carlton. Accordingly, reconsideration and withdrawal of this rejection are respectfully requested.

1. Claims 1-3 and 8

By this Amendment, claim 2 is canceled, rendering the rejection of this claim moot. Claim 1 is amended to incorporate the subject matter of canceled claim 2, and thus the rejection of claim 2 is addressed below with respect to claim 1.

Referring to Figs. 8-10 of Carlton, the Examiner asserts that Carlton's camera lens in the camera front C corresponds to a lens as recited in claim 1, that Carlton's sensitive photographic surface in the swing-back A corresponds to an image producing surface as recited in claim 1, and that Carlton's supports D D, pins 11, inside head 18 of screw G, and slot 24 collectively correspond to an image producing surface control unit as recited in claim 1. In addition, the Examiner asserts that Carlton's inside head 18 of screw G and slot 24 collectively correspond to

Serial No.: 10/790,791
Docket No.: 103-1004
Amendment dated October 17, 2006
Reply to the Office Action of July 18, 2006

an angle control unit as presently recited in claim 1.

However, in contrast to claim 1, Carlton does not disclose, teach, or suggest that the inside head 18 of screw G and slot 24 are located at a position spaced apart from an optical axis of the camera lens to control an angle between the optical axis of the camera lens and the sensitive photographic surface in the swing-back A. In fact, Carlton teaches away from claim 1 by describing and illustrating that the inside head 18 of screw G and slot 24 are located along the optical axis of the camera lens and the sensitive photographic surface in the swing-back A. See Fig. 1 in combination with Fig. 9 of Carlton. Accordingly, Carlton does not disclose, teach, or suggest, among other things, "an angle control unit located at a position spaced apart from an optical axis of the lens to control an angle between the optical axis of the lens and the image producing surface," as presently recited in claim 1.

For at least the reasons discussed above, Carlton does not disclose, teach, or suggest every limitation of claim 1. Accordingly, claim 1 would not have been obvious over, and is therefore patentable over, Carlton. Claims 3 and 8 depend from claim 1 and thus include all of the limitations of claim 1. Accordingly, these dependent claims would not have been obvious over, and are therefore patentable over, Carlton for at least the same reasons that claim 1 would not have been obvious over and is patentable over, Carlton. Thus, reconsideration and withdrawal of this rejection of claims 1-3 and 8 are respectfully requested.

2. Claims 16-19

Referring to Figs. 8-10 of Carlton, the Examiner asserts that Carlton's camera lens in the camera front C corresponds to a lens as recited in claim 16 and that Carlton's sensitive photographic surface in the swing-back A corresponds to an image producing surface as recited in claim 16. In addition, the Examiner asserts that Carlton's inside head 18 of screw G and slot 24 collectively correspond to an angle control unit as presently recited in claim 16.

However, in contrast to claim 16, Carlton does not disclose, teach, or suggest that the sensitive photographic surface in the swing-back A is biased towards the camera lens in the camera front C. In fact, Carlton teaches away from claim 16 by describing and illustrating that the sensitive photographic surface in the swing-back A is biased away from the camera lens in

Serial No.: 10/790,791
Docket No.: 103-1004
Amendment dated October 17, 2006
Reply to the Office Action of July 18, 2006

the camera front C by springs 14 and 17. See Carlton at col. 2, lines 83-87 and col. 3, lines 32-39. Accordingly, Carlton does not disclose, teach, or suggest, among other things, "an angle control unit mounted to the body to push the base with respect to the body to control an angle between the optical axis of the lens and the image producing surface; and an elastic member to bias the body towards the base," as presently recited in claim 16.

For at least the reasons discussed above, Carlton does not disclose, teach, or suggest every limitation of claim 16. Accordingly, claim 16 would not have been obvious over, and is therefore patentable over, Carlton. Claims 17-19 depend from claim 16 and thus include all of the limitations of claim 16. Accordingly, these dependent claims would not have been obvious over, and are therefore patentable over, Carlton for at least the same reasons that claim 16 would not have been obvious over and is patentable over, Carlton. Thus, reconsideration and withdrawal of this rejection of claims 16-19 are respectfully requested.

C. Claim Amendments and New Claims

Support for the amendments to claims 1 and 16 can be found throughout the specification, for example, at Figs. 1 and 3. Claim 27 is amended to correct a typographical error.

Support for new claim 28 can be found throughout the specification, for example, at Figs. 1 and 3. Claim 28 is patentable over Carlton at least because Carlton does not disclose, teach, or suggest, among other things, that the inside head 18 of screw G and slot 24 is disposed on a first end of the swing back A to control an angle between the camera lens and the sensitive photographic surface with respect to a second end of the swing back A disposed opposite to the first end with respect to the sensitive photographic surface, and actually teaches away from claim 28 by illustrating that the inside head 18 of screw G and slot 24 is disposed on a middle portion of the swing back A.

D. Conclusion

It is respectfully submitted that a full and complete response has been made to the outstanding Office Action and, as such, there being no other objections or rejections, this application is in condition for allowance, and a notice to this effect is earnestly solicited.

Serial No.: 10/790,791
Docket No.: 103-1004
Amendment dated October 17, 2006
Reply to the Office Action of July 18, 2006

If the Examiner believes, for any reason, that personal communication will expedite prosecution of this application, the Examiner is invited to telephone the undersigned at the number provided below.

If any further fees are required in connection with the filing of this amendment, please charge the same to our Deposit Account No. 502827.

Respectfully submitted,

STANZIONE & KIM, LLP

By: 

Philip A. Caramanica Jr.
Registration No. 51,528

Dated: October 17, 2006
919 18th St., NW, Suite 440
Washington, DC 20006
Telephone: (202) 775-1900
Facsimile: (202) 775-1901